IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN ITS INSOLVENCY JURISDICTION

PETITION NO.180 OF 2004

Re: Pawankumar Bacharajji Sanghvi

..Debtor.

Ex-parte:

Ms. Madhuben D/o

Mansukhlal Shah @ Zobalia..Petitioning Creditor.

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Mr. R.D. Shah i/b M/s. N.N. Vaishnawa & Co. for the Petitioning Creditor.

Debtor absent though served.

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CORAM : DR.D.Y.CHANDRACHUD, J.

15th February, 2005.

P.C. :

In Summons for Judgment 792 of 2002 in Summary Suit 1906 of 2002 conditional leave to defend the suit was granted by a learned Single Judge on 19th November, 2003 subject to deposit of an amount of Rs.1 lac within a period of one week. Upon the failure of the defendants to do so, a decree was passed on 26th March, 2004 in the amount

of Rs.1 lac together with interest at the rate of 15% p.a. till payment or realization and for costs. An insolvency notice was duly issued and served. There is no reply to the Insolvency Petition. In the circumstances, the Insolvency Petition is made absolute in terms of prayer clause (a).